

Wednesday, September 27, 1995

Daily Digest

HIGHLIGHTS

Senate passed VA/HUD Appropriations, 1996.

House passed teamwork for employees and managers bill.

Senate

Chamber Action

Routine Proceedings, pages S14335–S14431

Measures Introduced: Four bills were introduced, as follows: S. 1276–1279. **Pages S14407–08**

Measures Reported: Reports were made as follows:

S.J. Res. 31, proposing an amendment to the Constitution of the United States to grant Congress and the States the power to prohibit the physical desecration of the flag of the United States. (S. Rept. No. 104–148)

Measures Passed:

VA/HUD Appropriations, 1996: By 55 yeas to 45 nays (Vote No. 470), Senate passed H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996, after agreeing to excepted committee amendments, and after taking action on amendments proposed thereto, as follows:

Pages S14337–94

Adopted:

(1) Feingold Amendment No. 2789 (to committee amendment beginning on page 51, line 3 through page 128, line 20), to strike the provision relating to spending limitations on Fair Housing Act enforcement. **Pages S14355–64**

(2) Chafee Amendment No. 2790 (to committee amendment beginning on page 143, line 17 through page 151, line 10), relating to the pretreatment requirements for a pharmaceutical plant in Kalamazoo, Michigan. **Pages S14364–65**

(3) Bingaman Amendment No. 2791, relating to housing assistance to residents of colonias. **Pages S14365–66**

(4) Chafee Amendment No. 2792, to make funds available to support continuation of the Superfund Brownfields Redevelopment Initiative. **Page S14367**

(5) Thurmond Amendment No. 2793, to provide funding for the Service Members Occupational Conversion and Training Program. **Pages S14367–68**

(6) Mikulski (for Harkin) Amendment No. 2794, relating to the manufacturing, processing, or the distribution of certain fishing sinkers. **Page S14368**

(7) Bond Amendment No. 2795 (to committee amendment beginning on page 51, line 3 through page 128, line 20), to provide HUD with the authority to renew expiring section 8 project-based contracts through a budget-based analysis. **Pages S14368–69**

(8) Bond (for Simon/Moseley-Braun) Amendment No. 2796, to provide for a delay in the transfer of fair housing enforcement from the Department of Housing and Urban Development to the Department of Justice. **Pages S14381–84, S14387**

(9) Bond (for Johnston) Amendment No. 2797, to provide for a study by the National Academy of Sciences with respect to indoor radon and other naturally occurring radioactive materials (NORM). **Pages S14381, S14384, S14387**

(10) Bond (for Bingaman) Amendment No. 2798, to reduce energy costs of Federal facilities for which funds are made available under this Act. **Pages S14381, S14384–85, S14387**

(11) Bond Amendment No. 2799, to increase amounts provided for FEMA salaries and expenses, Office of the Inspector General, and emergency food and shelter. **Pages S14381, S14385, S14387**

(12) Bond Amendment No. 2800, to make technical corrections and modifications. **Pages S14381, S14385–87**

(13) Bond (for Kempthorne) Amendment No. 2801, to extend the date that funds are reserved for the safe drinking water revolving fund, if authorized, to April 30, 1996. **Pages S14381, S14386–87**

(14) Bond (for Faircloth) Amendment No. 2802, to prevent HUD from investigating any person or persons that exercise their right to free speech, to

block housing or zoning decisions that HUD may view as a violation of the Fair Housing Act.

Pages S14381, S14386–87

(15) Bond (for Faircloth) Amendment No. 2803, to preserve the national occupancy standard of two persons per bedroom.

Pages S14381, S14386–87

(16) Bond (for Feinstein) Amendment No. 2804, relating to eligible activities under section 105 of the Housing and Community Development Act of 1974.

Pages S14381, S14386–87

(17) Bond (for Warner) Amendment No. 2805, to impose a moratorium during fiscal year 1996, and to require a report on the conversion of Environmental Protection Agency contracts for research and development.

Pages S14381, S14386–87

(18) Bond (for Moynihan/D'Amato) Amendment No. 2806, relating to a special purpose grant for the renovation of the central terminal in Buffalo, New York.

Pages S14381, S14386–87

(19) Bond Amendment No. 2807, to provide funding for the Corporation for National and Community Service to permit the orderly termination of previously initiated activities and programs, including the Corporation's Office of Inspector General.

Pages S14381, S14386–87

(20) Bond (for Feingold) Amendment No. 2808, to provide for a report on the impact of community development grants on plant relocations and job dislocation.

Pages S14381, S14387

Rejected:

(1) By 39 yeas to 61 nays (Vote No. 467), Baucus Amendment No. 2786, to provide that any provision that limits implementation or enforcement of any environmental law shall not apply if the Administrator of the Environmental Protection Agency determines that application of the prohibition or limitation would diminish the protection of human health or the environment otherwise provided by law.

Pages S14337–38, S14341–43

(2) Sarbanes Amendment No. 2782, to restore homeless assistance funding to fiscal year 1995 levels using excess public housing agency project reserves. (By 52 yeas to 48 nays (Vote No. 468), Senate tabled the amendment.)

Pages S14337, S14343–45

During consideration of this bill today, the following action also occurred:

By 47 yeas to 53 nays (Vote No. 465), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act of 1974 with respect to the consideration of Rockefeller Amendment No. 2784, to strike section 107 which limits compensation for mentally disabled veterans and offset the loss of revenues by ensuring that any tax cut benefits only those families with incomes less than \$100,000. Subsequently, a point of

order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Pages S14337–41

By 51 yeas to 49 nays (Vote No. 466), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act of 1974 with respect to the consideration of Rockefeller Amendment No. 2785 (to committee amendment on page 8, lines 9–10), to increase funding for veterans' medical care and offset the increase in funds by ensuring that any tax cut benefits only those families with incomes less than \$100,000. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Pages S14337, S14341

By 45 yeas to 54 nays (Vote No. 469), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate reject a motion to waive certain provisions of the Congressional Budget Act of 1974 with respect to consideration of Lautenberg Modified Amendment No. 2788, to restore funding for hazardous waste clean up, for sewage treatment grants, and provide funds for the Council of Environmental Quality, and offset the increase in funds by ensuring that any tax cut benefits only those families with incomes less than \$150,000.

Pages S14346–55, S14363

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Bond, Gramm, Burns, Stevens, Shelby, Bennett, Hatfield, Mikulski, Leahy, Johnston, Lautenberg, Kerrey, and Byrd.

Page S14389

Labor/HHS/Education Appropriations, 1996—Consideration: A unanimous-consent agreement was reached providing for the consideration of a motion(s) to proceed to consideration of H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996, on Thursday, September 28, 1995, with a vote on the motion to occur at 10 a.m. **Page S14407**

Nominations Received: Senate received the following nominations:

Michael V. Dunn, of Iowa, to be an Assistant Secretary of Agriculture.

Michael V. Dunn, of Iowa, to be a Member of the Board of Directors of the Commodity Credit Corporation.

42 Army nominations in the rank of general.

Page S14431

Messages From the House:

Page S14407

Statements on Introduced Bills: **Pages S14408–19**

Additional Cosponsors: Pages S14419–20
Amendments Submitted: Pages S14420–27
Authority for Committees: Page S14427
Additional Statements: Pages S14427–30
Record Votes: Six record votes were taken today. (Total—470) Pages S14340–41, S14343, S14345, S14363, S14389

Recess: Senate convened at 9 a.m., and recessed at 6:20 p.m., until 9 a.m., on Thursday, September 28, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on pages S14430–31.)

Committee Meetings

(Committees not listed did not meet)

BUDGET RECONCILIATION

Committee on Agriculture, Nutrition, and Forestry: Committee began its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, but did not complete action thereon, and will meet again tomorrow.

ECONOMIC GROWTH AND REGULATORY PAPERWORK REDUCTION ACT

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 650, to increase the amount of credit available to fuel local, regional, and national economic growth by reducing the regulatory burden imposed upon financial institutions.

AIR TRAFFIC MANAGEMENT REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded hearings on S.

1239, to reform the Federal Aviation Administration's personnel and procurement operations, and regulatory and rulemaking procedures, and to enable the FAA to convert to a primarily user-funded entity, after receiving testimony from Senator Lautenberg; Federico Peña, Secretary of Transportation; David R. Hinson, Administrator, and Linda H. Daschle, Deputy Administrator, both of the Federal Aviation Administration, Department of Transportation; John J. Fearnside, MITRE Corporation, McLean, Virginia; Donald Fuqua, Aerospace Industries Association of America, Inc., Barry Krasner, National Air Traffic Controllers Association, and John W. Olcott, National Business Aircraft Association, all of Washington, D.C.; and James Robinson, Allied-Signal Engines, Phoenix, Arizona.

BUDGET RECONCILIATION

Committee on Finance: Committee continued its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, but did not complete action thereon, and will meet again tomorrow.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Kathleen A. McGinty, of Pennsylvania, to be a Member of the Council on Environmental Quality, after the nominee testified and answered questions in her own behalf.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Friday, September 29.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 2398–2412; and 1 resolution, H.J. Res. 108 were introduced.

Page H9591

Reports Filed: Reports were filed as follows:

H.R. 436, to require the head of a Federal agency to differentiate between fats, oils, and greases of ani-

mal, marine, or vegetable origin, and other oils and greases, in issuing certain regulations, amended (H. Rept. 104–262, Part I);

H. Res. 230, providing for the consideration of H.J. Res. 108, making continuing appropriations for the fiscal year 1996 (H. Rept. 104–263);

H. Res. 231, waiving points of order against the conference report of H.R. 1977, making appropriations for the Department of the Interior and related